

REMARKS

Claims 1-9 and 11-21 are pending in the application. Claims 3, 7 and 9 have been amended to comply with the Restriction Requirement. The elected claims and subject matter set forth, herein, are merely to comply with the Restriction Requirement and is not to be construed as surrender of any subject matter in the instant application. Applicants hereby reserve the right to pursue the subject matter of the canceled claims in one or more divisional patent applications.

Restriction Requirement

In the above-identified Office Action, the examiner set forth a species election between "retrovirus" and "lentivirus."

In response, Applicants elect the species "retrovirus" for further prosecution and substantive examination on the merits. This election is made without traverse.

The elected species subject matter set forth, herein, are merely to comply with the Restriction Requirement and is not to be construed as surrender of any subject matter in the instant application. Applicants hereby reserve the right to pursue the subject matter of the canceled claims in one or more divisional patent applications. Applicants invite the Examiner to call the undersigned if it is believed that the above restriction election is incomplete or improper in any way, or if a telephonic interview will expedite the prosecution of the application to an allowance.

CONCLUSION

The Commissioner for Patents and Trademarks is hereby authorized to charge any deficiency or credit any overpayment in any fees paid on the filing, or during prosecution of this

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application to Deposit Account No. 04-0100.

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Respectfully submitted,

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